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**EXECUTIVE COUNCIL OF
PHYSICAL THERAPY AND OCCUPATIONAL THERAPY EXAMINERS
MEETING
Telephonic Conference
Austin, TX
May 15, 2020 9:00 a.m.**

8 In connection with Governor Greg Abbott's March 13, 2020 proclamation of a state of disaster affecting all
9 counties in Texas due to the Coronavirus (COVID-19) and the Governor's March 16, 2020 suspension of certain
10 provisions of the Texas Open Meetings Act, the May 15, 2020 council meeting of the Executive Council of
11 Physical Therapy and Occupational Therapy Examiners will be held by telephonic conference call at 9:00 AM, as
12 authorized under Texas Government Code section 551.125.

13 Members of the public will have access and a means to participate in this meeting, by two-way audio, by calling
14 877 853 5247 US Toll-free or 888 788 0099 US Toll-free, Meeting ID: 917 6211 6613.

15 An electronic copy of the agenda is now available at <https://www.ptot.texas.gov/page/meeting-dates>. A recording
16 of the meeting will be available after May 21, 2020. To obtain a recording, please email your request to
17 info@ptot.texas.gov.

18 For public participants, after the meeting convenes, the Chairperson will do a roll call. Please identify yourself by
19 name and state whether you would like to provide public comment. When the Council reaches the public
20 comment item, the Chairperson will recognize you by name and give you an opportunity to speak. All public
21 comments will be limited to 3 minutes.

22 The Executive Council of Physical Therapy and Occupational Therapy Examiners may discuss and/or take action
23 on any of the following agenda items. The Council may go into executive session on any agenda item listed below
24 as authorized by the Open Meetings Act, Texas Government Code, chapter 551.

25
26 **Persons present:**
27 **Council Members**

Manoranjan Mahadeva, Presiding Officer
Stephanie Johnston, OTR
Barbara Sanders, PT
Eddie Jessie, OT Board Public Member
Donivan Hodge, PT Board Public Member

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33 **Staff:**

Ralph Harper, Executive Director
Karen Gordon, PT Board Coordinator
Lea Weiss, OT Board Coordinator
Amy Carter, Chief Investigator
Karissa Rodriguez, Licensing Manager
Randall Glines, Staff Services Officer
Rosalind Hunt, AG Assigned Counsel

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42 **I. Call to order.**

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44 At 9:00 a.m., Mr. Manoranjan Mahadeva, Presiding Officer, called the meeting to
45 order.
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II. Roll Call for Members

Mr. Mahadeva called the roll, and a quorum was determined to exist.

III. Roll Call for Public Participants

No public participants called into the meeting.

IV. Excusing council member absences

There were no absent council members.

V. Public comment

There was no public comment.

VI. Minutes from the February 21, 2020 meeting.

Motion: To approve without changes minutes of February 21, 2020 Executive Council meeting
Made by: Stephanie Johnston
Second: Barbara Sanders
Motion passed.

Mr. Mahadeva then directed the Executive Council to proceed to agenda items IX & X.

VII. Executive Director's Report concerning fiscal and budgetary matters, performance measures, ongoing projects, agency personnel matters, impact of COVID-19 on the agency, and other agency business.

Executive Director Ralph Harper briefed the Executive Council on fiscal and budgetary matters, performance measures, ongoing projects, agency personnel matters, impact of COVID-19 on the agency, and other agency business.

VIII. Approval for the Texas Board of Physical Therapy Examiners to publish in the *Texas Register* proposed amendments to the following Board rules in Title 22 of the Texas Administrative Code, concerning the addition of required human trafficking prevention training for license renewal: : §341.1 Requirements for

93 **Renewal, §341.6 License Restoration, §341.8 Inactive Status, and §341.9 Retired**
94 **Status; Performing Voluntary Charity Care..**

95
96 Barbara Sanders and Karen Gordon discussed all of the changes for agenda
97 item VIII.

98
99 **Motion: To approve publishing proposed §341.1, §341.6, §341.8 and §341.9**
100 **of the Texas Administrative Code, relating to Requirements for Renewal,**
101 **License Restoration, Inactive Status, and Retired Status; Performing**
102 **Voluntary Charity Care, in the form as it appears in Agenda Item VIII, for**
103 **notice and comment**

104 **Made by: Stephanie Johnston**

105 **Second: Donivan Hodge**

106 **Motion passed.**

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108 Mr. Mahadeva then directed the Executive Council to proceed to agenda items XI
109 through XIV.

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112 **IX. Approval for the Texas Board of Occupational Therapy Examiners to publish in the**
113 ***Texas Register* proposed amendments to the following Board rules in Title 40 of**
114 **the Texas Administrative Code, concerning initial licensure requirements: §364.1**
115 **Requirements for Licensure, §364.2 Initial License by Examination, §364.3**
116 **Temporary License, §364.4 Licensure by Endorsement**

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118 Lea Weiss discussed all of the changes for agenda item IX.

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120 **Motion: To approve publishing proposed §364.1, §364.2, §364.3 and §364.4**
121 **of the Texas Administrative Code, relating to Requirements for Licensure,**
122 **Initial License by Examination, Temporary License, and Licensure by**
123 **Endorsement, in the form as it appears in Agenda Item IX, for notice and**
124 **comment**

125 **Made by: Stephanie Johnston**

126 **Second: Donivan Hodge**

127 **Motion passed.**

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130 **X. Approval for the Texas Board of Occupational Therapy Examiners to publish in the**
131 ***Texas Register* proposed amendments to the following Board rules in Title 40 of**
132 **the Texas Administrative Code, concerning the addition of training on human**
133 **trafficking as a condition for license renewal pursuant to HB 2059 of the 86th**
134 **Regular Legislative Session and changes concerning requirements for a late**
135 **renewal, the restoration of an expired Texas license, and retired status: §367.1**
136 **Continuing Education, §370.2 Late Renewal, §370.3 Restoration of a Texas License,**
137 **Chapter 371, Inactive and Retired Status**

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139 Lea Weiss discussed all of the changes for agenda item X.
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141 **Motion: To approve publishing proposed §367.1, §370.2, §370.3 and**
142 **Chapter 371 of the Texas Administrative Code, relating to Continuing**
143 **Education, Late Renewal, Restoration of Texas License, and Inactive and**
144 **Retired Status, in the form as it appears in Agenda Item X, for notice and**
145 **comment**

146 **Made by: Barbara Sanders**

147 **Second: Stephanie Johnston**

148 **Motion passed.**
149

150 Mr. Mahadeva then directed the Executive Council to proceed to agenda items
151 VII and VIII.
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154 **XI. Authorization to re-adopt the rules in the following chapter of the Executive**
155 **Council Rules pursuant to §2001.039 of the Government Code: Chapter 651, Fees**
156

157 Ralph Harper noted that no comments were received on the proposed rule
158 review, and that the agency has reviewed the rules. The reasons for adopting the
159 rules continue to exist.
160

161 **Motion: To approve re-adopting proposed Chapter 651 of the Texas**
162 **Administrative Code, relating to Fees in the form as it appeared in the**
163 ***Texas Register*, when it was first published in accordance with**
164 **requirements of Texas Government Code §2001.039, without making any**
165 **changes to the text**

166 **Made by: Eddie Jessie**

167 **Second: Barbara Sanders**

168 **Motion passed.**
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171 **XII. A Presiding Officer's Report events concerning the Executive Council of Physical**
172 **Therapy and Occupational Therapy Examiners**
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174 Mr. Mahadeva thanked the entire agency for their efforts during the Covid-19
175 pandemic, and urged the board members to stay safe during the current
176 situation.
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179 **XIII. Future Executive Council meeting dates and agenda items.**
180

181 The next Executive Council meeting was scheduled for August 7, 2020 at 9:00
182 a.m.
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185 **XIV. Adjournment.**

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The meeting was adjourned at 9:42 a.m.

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DATE REVIEWED BY THE COUNCIL: August 7, 2020

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ACTION TAKEN BY THE COUNCIL: Approved as written